

# ELLIS:LAWHORNE

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May 2, 2006

## **FILED ELECTRONICALLY AND VIA FIRST-CLASS MAIL SERVICE**

F. David Butler, Esquire  
**SC Public Service Commission**  
P.O. Drawer 11649  
Columbia, SC 29211

RE: Application of LMDS for a Certificate of Public Convenience and  
Necessity to Provide Competitive Local Exchange and Interexchange  
Telecommunications in the State of South Carolina and for Alternative  
Regulation, and for Flexible Regulation  
**Docket No. 2006-70-C, Our File No. 1157-11359**

Dear Mr. Butler:

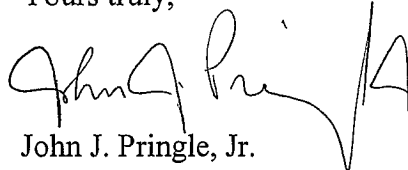
Enclosed for filing is the original and one (1) copy of the **Motion to Present Witness Via Video Conference** in the above-referenced docket. By copy of this letter, I am serving all parties of record in this proceeding and enclose my Certificate of Service to that effect.

Please acknowledge your receipt of this document by file-stamping the copy of this letter enclosed, and returning via the United States Postal Service in the envelope provided.

If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Yours truly,

  
John J. Pringle, Jr.

cc: Mr. David LaFrance (via first-class mail service)  
Katherine E. Barker Marshall, Esquire  
Shannon Hudson, Esquire (via first-class mail service)  
Enclosure

**THIS DOCUMENT IS AN EXACT DUPLICATE OF THE E-FILED COPY SUBMITTED  
TO THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING  
INSTRUCTIONS**

**BEFORE THE  
PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2006-70-C**

In the Matter of )

The Application of of LMDS Holdings, Inc. for a Certificate of )  
Public Convenience and Necessity To Provide Facilities-Based )  
and Resold Local Exchange and Interexchange )  
Telecommunications Services Within the State of South )  
Carolina and for Alternative Regulation First Approved in )  
Docket No. 95-661-C

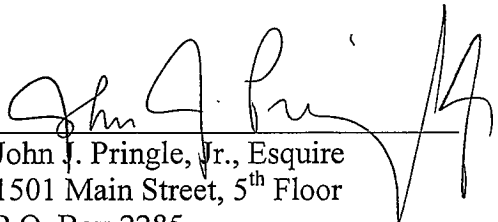
**MOTION TO PRESENT WITNESS VIA VIDEO CONFERENCE**

Applicant LMDS Holdings, Inc. respectfully asks the Hearing Examiner for permission to allow its witness to present his testimony during the hearing scheduled for May 8, 2006 via videoconference. In support of its motion, Applicant respectfully states the following:

1. Applicant is a reseller of point-to-point private line services. Its office is located in Reston, Virginia.
2. Applicant filed the Direct Testimony of David LaFrance on April 11, 2006, in support of its application, as required by the Commission rules.
3. It would be a hardship, however, for Applicant and for Mr. LaFrance to have Mr. LaFrance travel to South Carolina to attend the hearing in person. Mr. LaFrance lives in Virginia. He is a key employee of the Applicant and is responsible for overseeing much of its day-to-day operations.
4. Neither the Commission nor the general public will be harmed if Applicant is allowed to present its witness by via video.

5. Finally, if after hearing by video, the Commission desires to have the Applicant's witness appear in person, the hearing could thereafter be continued to allow for such a personal appearance.

Wherefore, for the stated reasons, Applicant respectfully asks that the Hearing Examiner allow it to present its witness via video during the May 8, 2006 hearing.



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Attorney for LMDS Holdings, Inc.

Columbia, South Carolina  
May 2, 2006

**BEFORE THE  
PUBLIC SERVICE COMMISSION OF  
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Docket No. 95-661-C

This is to certify that I have caused to be served this day, one (1) copy of the **Motion to Present Witness Via Conference** by placing a copy of same in the care and custody of the United States Postal Service (unless otherwise specified), with proper first-class postage affixed hereto and addressed as follows:

Shannon Hudson, Esquire  
Office of Regulatory Staff  
Legal Department  
PO Box 11263  
Columbia SC 29211

  
\_\_\_\_\_  
Carol Roof

May 2, 2006  
Columbia, South Carolina